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REJECTION OVER A PRIOR PATENT**

Docket Number (Optional)
DANA-139

In re Application of: Darrell McKenzie

Application No. 09/965,805

Filed: October 1, 2001

For: THREE VALVE FILTER ELEMENT SUPPORT FOR FILTER CARTRIDGE

The owner*, Dana Corporation, of 100 percent interest by virtue of an assignment document filed on October 18, 2002 in the United States Patent and Trademark Office. The instant application hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of prior Patent No. 09/901,632, filed July 11, 2001. The owner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

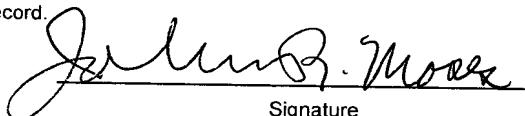
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2. The undersigned is an attorney of record.


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